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PATENT
MIV-071.10

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Beach *et al.*

Appln. No. 09/016,869

Art Unit: 1635

Filed: January 30, 1998

Examiner: Not Yet Assigned

For: Cell-Cycle Regulatory Proteins, and
Uses Related Thereto

RESPONSE TO NOTICE TO FILE MISSING PARTS OF APPLICATION
FILING DATE GRANTED


Box Missing Parts
Assistant Commissioner for Patents
Washington, D.C. 20231

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I hereby certify that this correspondence is being deposited with the United States Postal Service, as Express Mail, postage prepaid, "Post Office to Addressee", in an envelope addressed to: Box Missing Parts, Assistant Commissioner for Patents, Washington, D.C. 20231, on May 8, 1998.

Dated: May 8, 1998
Date of Signature
and of Mail Deposit


Ariel I. Collazo

Sir:

In response to the Notice To File Missing Parts, (Form PTO 1533) dated March 26, 1998, for the above-referenced application, Applicants submits herewith a check in the amount of \$2,636.00 (for basic filing, additional claims fees and \$130.00 for surcharge fee). Please note that this amount, i.e., \$2636.00, differs slightly from the amount listed on the form PTO-1533, i.e., \$2718.00. Applicants respectfully submit that there are only 11 independent claims

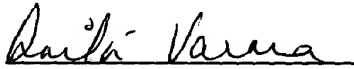
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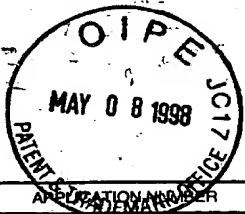
in excess of the 3 that are allowed by the rules; therefore, the proper amount due for excess number of independent claims is \$902.00 and not \$984.00, as listed. Accordingly, the proper amount due in this case is \$2636.00, which is enclosed herewith.

We believe that we have appropriately provided for fees due in connection with this submission, however, if there are any other fees due in connection with the filing of this Response, please charge the fees to our **Deposit Account No. 06-1448**.

Respectfully submitted,
FOLEY, HOAG & ELIOT LLP

Dated: May 8, 1998
Patent Group
Foley, Hoag & Eliot LLP
One Post Office Square
Boston, MA 02109-2170


Anita Varma
Registration No. P43,221
Attorney for Applicants



UNITED STATES DEPARTMENT OF COMMERCE
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APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NO./TITLE
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09/016,865 01/30/98 BEACH

D 071.10

PATENT GROUP
FOLEY HOAG & ELIOT
ONE POST OFFICE SQUARE
BOSTON MA 02109-2170

0262/0326

5-26-98

NOT ASSIGNED

10-26-98

DATE MAILED:

1635

03/26/98

NOTICE TO FILE MISSING PARTS OF APPLICATION Filing Date Granted

An Application Number and Filing Date have been assigned to this application. The items indicated below, however, are missing. Applicant is given TWO MONTHS FROM THE DATE OF THIS NOTICE within which to file all required items and pay fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a). If any of items 1 or 3 through 5 are indicated as missing, the SURCHARGE set forth in 37 CFR 1.16(e) of ☐ \$65.00 for a small entity in compliance with 37 CFR 1.27, or ☒ \$130.00 for a non-small entity, must also be timely submitted in reply to this NOTICE to avoid abandonment.

If all required items on this form are filed within the period set above, the total amount owed by applicant as a ☐ small entity (statement filed) ☒ non-small entity is \$ 2,778.00

- ☒ 1. The statutory basic filing fee is:
☐ missing.
☐ insufficient.

Applicant must submit \$ 790.00 to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).

- ☒ 2. Additional claim fees of \$ 1,798.00, including any multiple dependent claim fees, are required.

\$ 984 for 12 independent claims over 3.

\$ 814 for 37 dependent claims over 20.

\$ _____ for multiple dependent claim surcharge.

Applicant must either submit the additional claim fees or cancel additional claims for which fees are due.

- ☐ 3. The oath or declaration:
☐ is missing or unexecuted.
☐ does not cover the newly submitted items.
☐ does not identify the application to which it applies.
☐ does not include the city and state or foreign country of applicant's residence.

An oath or declaration in compliance with 37 CFR 1.63, including residence information and identifying the application by the above Application Number and Filing Date is required.

- ☐ 4. The signature(s) to the oath or declaration is/are by a person other than inventor or person qualified under 37 CFR 1.42, 1.43 or 1.47.

A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.

- ☐ 5. The signature of the following joint inventor(s) is missing from the oath or declaration:

An oath or declaration in compliance with 37 CFR 1.63 listing the names of all inventors and signed by the inventor(s), identifying this application by the above Application Number and Filing Date, is required.

- ☐ 6. A \$50.00 processing fee is required since your check was returned without payment (37 CFR 1.21(m)).
☐ 7. Your filing receipt was mailed in error because your check was returned without payment.
☐ 8. The application does not comply with the Sequence Rules.

See attached "Notice to Comply with Sequence Rules 37 CFR 1.821-1.825."

- ☐ 9. OTHER:

Direct the reply and any questions about this notice to "Attention: Box Missing Parts."

A copy of this notice MUST be returned with the reply.

Customer Service Center
Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

05/13/1998 WILLIAMS 00000107 0901686
01 FC:101
02 FC:102
03 FC:103
04 FC:105